

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of )  
 )  
DONALD R. ROBERTSON )  
 )  
(U.S. Patent 6,567,993 B2 )  
Issued May 27, 2003 )  
 )  
Filed: Herewith )  
 )  
For: SOCCER HEADBAND )

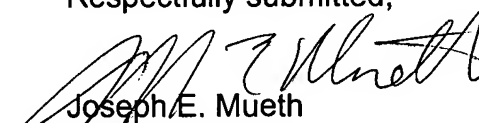
**DECLARATION OF REISSUE APPLICANT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In compliance with Rule 175 of the Patent Office Rules of Practice, the attached Declaration and Power of Attorney is being submitted in support of reissue applicant's application for reissue.

Respectfully submitted,

  
Joseph E. Mueth  
Reg. No. 20,532

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(U.S. Patent 6,567,993 B2 )  
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**DECLARATION AND POWER OF ATTORNEY  
ACCOMPANYING REISSUE APPLICATION**

I, Donald R. Robertson, declare as follows:

1. I am the patentee and owner of all right, title and interest in U.S. Patent No. 6,567,993 B2, which issued on May 27, 2003.
2. I have reviewed and understand the specification and claims of the application for reissue of said U.S. Patent No. 6,567,993 B2, which accompanies this declaration.
3. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).
4. I verily believe original U.S. Patent No. 6,567,993 B2 to be, through error, without any deceptive intention, wholly or partially defective by reason of claiming less than the applicant had a right to claim in the application for patent for the following reasons:

Claim 9 as it appears in U.S. Patent No. 6,567,993 B2 includes language defining a pad structure. However, this claim further refers to the pad being “adapted” for use on the soccer player’s head. The “adapted” language may be held to be limited by the recited use language and create complications in enforcement of the patent against suppliers to the pad per se. This error would be remedied by the present reissue application.

5. This error would be further remedied by the granting of the present reissue application which contains the revised claim 9. Revised claim 9 is not taught or suggested by the references cited in the accompanying Information Disclosure Statement. No new matter has been added as each of these claims finds clear support in the specification. Basically, the claims of this reissue application differ from the original claims of U.S. Patent No. 6,567,993 B2 only by the deletion of language from claim 9. The remaining claims are unchanged.

6. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### **POWER OF ATTORNEY**

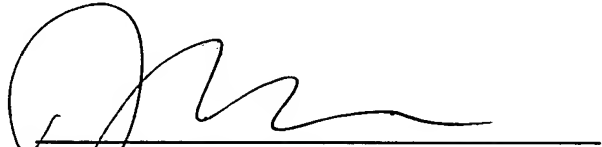
I hereby appoint Joseph E. Mueth, Registration No. 20,532, to prosecute this

application and to transact all business in the U.S. Patent and Trademark Office connected therewith, and request that all correspondence concerning this application be addressed as follows:

Joseph E. Mueth, Esq.  
Joseph E. Mueth Law Corporation  
225 South Lake Avenue, 8<sup>th</sup> Floor  
Pasadena, CA 91101

Date: \_\_\_\_\_

9/11/03

  
\_\_\_\_\_  
Donald R. Robertson